IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6071 OF 2005

Shashikant Baburao Bhosale & Ors. ..Petitioners.

Vs.

The State of Maharashtra & Ors. ..Respondents.

....

Mr.V.V.Pai for the Petitioners.

Mrs.S.S. Bhende, AGP for Respondent Nos.1 to 3.

....

CORAM : F.I.REBELLO &

DR.D.Y.CHANDRACHUD, JJ.

20th October, 2005.

P.C. :

1. Rule. Heard forthwith.

2. The Petitioners claim for appointment on the basis that they are project affected persons. The

Petitioners have earlier come to this Court, being Writ Petition 1941 of 2003 and other petitions, which were disposed of by an order of this Court dated April 30, 2003. A Learned Bench of this Court directed the Respondents to consider the case of the Petitioners before it by relaxing the age limit, if any, as and when vacancies arise in accordance with law and keeping in mind the Government circular as also the order passed by a Division Bench at Aurangabad.

3. On behalf of the Respondents, a reply has been filed by Mr.S.S. Borkar. It is pointed out in paragraph 2 that the Petitioners names are entered in Sr. Nos.4, 2 and 3 respectively. It is also pointed out that the stay granted by a Bench of this Court at Aurangabad in Petition Nos.4 of 2000 and 83 of 2003 has been vacated and the process for recruitment will be initiated and completed within three weeks from today. To the affidavit the Respondents have annexed Exh.3 which indicates that there are 19 vacancies which are available. Once that be the case and on behalf of the Respondents a statement has been made that the recruitment process will be completed within four

weeks and considering the earlier Bench judgment of this Court, the Petitioners herein will have to be considered and if need be, by relaxing their age. Considering the above, the Petition stands disposed of. Rule made absolute accordingly. There shall be no order as to costs.

(F.I.REBELLO, J.)

(DR.D.Y.CHANDRACHUD, J.)